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Attorney Docket No. 00724.P1US

June 7, 2005

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is an Amendment of patent application of John G. Catenacci, et al., U.S. Pat. Appl. Ser. No. 10/826,024, for a ROAD PAVING EQUIPMENT TIRE TRACK REMOVER, said amendment submitted in response to the office action dated February 7, 2005.

Enclosed are the following:

- Amendment and Remarks (9 pages);
- Petition for 1-Month Extension of Time Under 37 CFR 1.136(a)1);
- Check in the amount of \$60.00; and
- Self-addressed postage paid return postcard.

Very truly yours,

JOHNSON & STAINBROOK, LLP

Craig M. Stainbrook
Registration # 45,126
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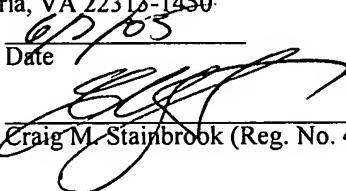
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Craig M. Stainbrook (Reg. No. 45,126)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	John G. Catenacci, et al.	)	Examiner:	Nathan Mammen
Serial No.:	10/826,024	)	TC/A.U.	3671
Filed:	04/15/2004	)	Confirmation No:	9086
Title:	Road Paving Equipment Tire	)	Customer No:	28778
	Track Remover	)	Docket No:	00724.P1US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

Dear Sir:

In response to the Office Action mailed 02/07/2005, please amend the above-identified application as follows:

I. INTRODUCTORY COMMENTS

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.

The Examiner has indicated that claims 1 - 5 are pending in the application; that claim 1 is rejected under 35 U.S.C. 102(b) as anticipated by the patent to Corsentino (US 4,209,068); that claims 1 - 2 are rejected under 35 U.S.C. 102(e) as anticipated by the patent to Buhler (US 6,427,781); that claims 1, 4, and 5 are rejected under 35 U.S.C. 102(b) as anticipated by the patent to Parish (US 4,262,752; and that claim 3 is rejected under 35 U.S.C. 103(a) as unpatentable over Corsentino or, alternatively, Buhler et al in view of the patent to Finneybrook (US 3,357,499).

Applicant, by this Amendment amends claims 1, 2, 4 and 5, and submits new claims 6 through 8, all in accordance with the Examiner's indications.